

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL NO. 08-209
v.	*	SECTION: "B"
JAIME ENRIQUE GAMEZ	*	
	*	*

FACTUAL BASIS

Should this matter have gone to trial, the government would have proved through the introduction of competent testimony and admissible tangible exhibits, including documentary evidence, the following to support the allegations charged by the government in the two count indictment now pending against the defendant, **JAIME ENRIQUE GAMEZ** (hereinafter "defendant").

Records from Immigration and Customs Enforcement (ICE) (formerly Immigration and Naturalization Service (INS)) would be introduced in evidence which show that the defendant, Gamez, is a citizen and national of Nicaragua. An ICE representative would testify as to the ICE and INS records concerning the defendant and would specifically testify that a search of the relevant records

revealed that the defendant was not lawfully admitted to the United States and not allowed to obtain employment in the United States without first obtaining prior authorization in the form of an alien registration receipt card, also known as a Permanent Resident Card, or "Green Card".

Witnesses from the Greater New Orleans Industrial Educational Council (GNOIEC) in New Orleans, Louisiana would testify that, on or about July 21, 2008, the defendant appeared and registered for a safety training class at the GNOIEC and presented a permanent resident card in the name of Jaime Gamez, date of birth 5/11/1967, alien #XXX-XXX-249, and presented a social security card with account number #XXX-XX-2903; indicating that he was a lawful permanent resident alien. Due to numerous inconsistencies in the permanent resident card, ICE agents were contacted to verify the defendant's permanent resident card.

Records from the Bureau of Immigration and Customs Enforcement (ICE) would be introduced in evidence which show that Alien #XXX-XXX-249 was validly issued to a Jamaican female, and not to the defendant, Jaime Gamez. Further, records from ICE would also indicate that Jaime Enrique Gamez, date of birth 05/11/67, was assigned Alien # XXX-XXX-122.

A special agent from ICE would testify that, after being advised of his *Miranda* rights, the defendant agreed to waive those rights and give a statement. The defendant admitted to being an undocumented alien from Nicaragua who had illegally entered the

United States. The defendant stated the resident alien card and social security cards he presented on July 21, 2008 were not validly issued by the United States government and that he knew the documents were counterfeit. The defendant further stated he purchased the counterfeit documents from an unknown individual in New Orleans, Louisiana.

Records from the Social Security Administration would be introduced in evidence which show that Social Security account number XXX-XX-2903 was not properly assigned to Jaime Enrique Gamez.

Finally, representatives from the U.S. Department of Homeland Security, Immigration and Customs Enforcement, Forensic Document Laboratory would testify that an examination of the permanent resident card and the social security card, presented by the defendant on or about July 21, 2008, were determined to be counterfeit.

JAIME ENRIQUE GAMEZ
Defendant

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Counsel for Defendant

IRFAN A. SAEED
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